

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

THOMAS H. NANNAY

v.

AKER PHILADELPHIA SHIPYARD, INC.,
et al.

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CIVIL ACTION
NO. 09-00370

ORDER

AND NOW, this 10th day of May, 2010, in consideration of Aker's motion to dismiss Count II of plaintiff's complaint and plaintiff's response, it is ORDERED that Aker's motion is GRANTED and plaintiff's complaint is DISMISSED with leave to plaintiff to file an amended complaint within fourteen days from the date of this Order.

/s/ THOMAS N. O'NEILL, JR.
THOMAS N. O'NEILL, JR., J.